



# Clay County Board Minutes



## COUNTY BOARD OF SUPERVISORS PROCEEDINGS

Courthouse, Clay Center, Nebraska, March 15, 2011 at 9:00 A.M.

The Clay County Board of Supervisors met March 15, 2011 as per public notice given in the Clay County News on March 9, 2011 a copy of the proof of publication being on file in the County Clerk's Office. Availability of the agenda was communicated in the advance notice of the meeting and on the county website. Chairman Fintel presided with roll call showing the following present: Samuelson, Anderson, Johnson, Shaw, Schmidt and Fintel; absent: Nuss. Minutes of the meeting held February 22, 2011 were sent to the board members. All of the proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairman, Fintel stated that the open meeting law poster is posted on the west wall in the back of the room.

Motion by Shaw and seconded by Schmidt to approve the minutes of the meeting held February 22, 2011 as mailed. On roll call, yea: Samuelson, Anderson, Schmidt, Johnson, Shaw and Fintel; absent: Nuss. Motion carried.

There was no public input at this time.

Nuss entered the meeting at 9:02 A.M.

Thomas Roemmich II, Highway Superintendent reported that they were working on trees; the final payment for STPE 2415(7) has been received; discussed upcoming bridge and culvert projects; the pickup and mower will be taken to the auction this weekend; driveway work will begin in the spring.

An easement requested by DJ&J Properties LLC was discussed. Motion by Nuss and seconded by Schmidt to approve the easement requested by Jim VanKirk, for DJ&J Properties LLC for an electrical line across Road U from the NE ¼ Sec. 18-T8N-R5W to NW ¼ Sec. 17-T8N-R5W to be used for an irrigation well – agricultural purposes only. On roll call, yea: Anderson, Schmidt, Johnson, Shaw, Nuss, Samuelson and Fintel. Motion carried.

An easement requested by Kreutz Farms was discussed. Motion by Samuelson and seconded by Anderson to approve the easement requested by Dale Kreutz, for Kreutz Farms for an electrical line across Road C from the NE ¼ Sec. 20-T8N-R8W to NW ¼ Sec. 21-T8N-R8W to be used for an irrigation well – agricultural purposes only. On roll call, yea: Schmidt, Johnson, Shaw, Nuss, Samuelson, Anderson and Fintel. Motion carried.

An easement requested by Dean Olson was discussed. Motion by Shaw and seconded by Anderson to approve the easement requested by Dean Olson for an electrical line across Road 304 from the SE ¼ Sec. 16-T5N-R5W to NE ¼ Sec. 21-T5N-R5W to be used for an irrigation well – agricultural purposes only. On roll call, yea: Johnson, Shaw, Nuss, Samuelson, Anderson, Schmidt and Fintel. Motion carried.



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The gravel contracts have been signed and returned by the companies. Motion by Johnson and seconded by Nuss to authorize the Chairman to sign the Contract Agreements between Mid-Nebraska Aggregate Inc. and Clay County; and also Deweese Sand & Gravel Inc. and Clay County. On roll call, yea: Shaw, Nuss, Samuelson, Anderson, Schmidt, Johnson and Fintel. Motion carried.

Jeff Franklin, County Sheriff and temporary emergency manager requested a motion from the board to continue with Code Red. The grant money is held by the Region. \$384049.00 has been received; \$276899.33 is for emergency management and \$107149.67 is for law enforcement. Dispatcher training is now online and they are getting that done now. The jail has been inspected by the fire marshal; Jail Standards will be inspecting the jail on March 31<sup>st</sup>. A deputy job has been tentatively offered; should know by next week if it is accepted; start time would be the second week in April.

Motion by Nuss and seconded by Schmidt to continue with Code Red. On roll call, yea: Nuss, Samuelson, Anderson, Schmidt, Johnson, Shaw and Fintel. Motion carried.

The board discussed budget issues; preliminary requests, impact of losing state aid and setting up sinking funds. Gene Ulmer the county's budget preparer will meet with the board on March 29<sup>th</sup> to discuss some pre-planning strategies.

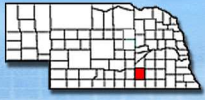
The emergency manager committee was asked to report on what they have been doing. Dick Shaw said they had met with Nuckolls and Adams counties individually for some general information, questions and to see if there is interest in sharing an emergency manager. The three counties will meet again in April; the committee hopes to have more information after that.

The fee reports were circulated for review. Motion by Anderson and seconded by Shaw to accept the fee reports for the following county officials for the month of February 2011: County Clerk, \$5,925.10, County Court, \$9,976.94, Clerk of District Court, \$6,569.11, and County Treasurer receipts #11020001 thru #11020090 in the amount of \$733,405.56; and for the County Sheriff's fee report for the month of January \$5,505.69. On roll call, yea: Samuelson, Anderson, Schmidt, Johnson, Shaw, Nuss and Fintel. Motion carried.

The board discussed the appointment of one of them to the county's Safety Committee. Motion by Nuss and seconded by Anderson to appoint Dick Shaw as the board representative on the county's Safety Committee. On roll call, yea: Anderson, Schmidt, Johnson, Nuss, Samuelson and Fintel; abstain: Shaw. Motion carried.

Jack Cox, Veterans Service Officer has a printer that no longer works and would like it to be declared surplus property. Motion by Shaw and seconded by Nuss to declare the Veteran's Service Office HP Photosmart CA180 printer as surplus property. On roll call, yea: Schmidt, Johnson, Shaw, Nuss, Samuelson, Anderson and Fintel. Motion carried.

The agreements from Meininger Fire Protection Inc. were reviewed. A call was made to Chris Meininger for some clarification.



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Motion by Nuss and seconded by Anderson to authorize the chairman to sign the Contract for Automatic Sprinkler Equipment Inspection between Meininger Fire Protection and Clay County. On roll call, yea: Johnson, Shaw, Nuss, Samuelson, Anderson and Fintel; nay: Schmidt. Motion carried.

Motion by Johnson and seconded by Shaw to authorize the chairman to sign the Inspection Agreement between Meininger Fire Protection Inc. and Clay County. On roll call, yea: Shaw, Nuss, Samuelson, Anderson, Johnson and Fintel; nay: Schmidt. Motion carried.

Motion by Anderson and seconded by Schmidt to authorize the chairman to sign the proposal from Meininger Fire Protection Inc. for Fire Alarm Monitoring. On roll call, yea: Nuss, Samuelson, Anderson, Johnson, Shaw and Fintel; nay: Schmidt. Motion carried.

Ted Griess, County Attorney was present when the bids were opened for the two parcels being sold by the county. The bids were opened at 11:30 A.M. as advertised. Bids were received from:

Howard Uhrich – Building 5-SH1 \$29,759.00; Building 5-SH2 \$51,111.00

R Lazy K Inc – Building 5-SH2 \$10,000.00

Dave Gerdes – Building 5-SH1 \$8,755.00; Building 5-SH2 \$26,225.00

Dave Sheppard – Building 5-SH1 \$16,000.00; Building 5-SH2 \$21,000.00

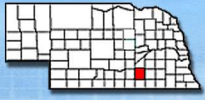
Danny Mihm – Building 5-SH2 \$21,111.11

Motion by Anderson and seconded by Shaw to accept the bid from Howard Uhrich for parcel 5-SH1 pt of the E 1/2 8-8-6 in the amount of \$29,759.00. On roll call, yea: Samuelson, Anderson, Schmidt, Johnson, Shaw, Nuss and Fintel. Motion carried.

Motion by Samuelson and seconded by Nuss to accept the bid from Howard Uhrich for parcel 5-SH2 pt of the NE 1/4 8-8-6 in the amount of \$51,111.00. On roll call, yea: Anderson, Schmidt, Johnson, Shaw, Nuss, Samuelson and Fintel. Motion carried.

Ted reported that he had met with Bob Rose and had received a list of property from him; a radio in the blazer needs to be removed—board consensus was to have ERC remove it; many of the items listed on the inventory are actually located in different departments throughout the county; some items need to go to Edgar emergency management since they did not initially receive some of the equipment, etc. because Bob had it as county emergency manager – Ted agreed that this should happen; there are many documents that need to be moved and it was discussed how and where the documents should be moved/stored.

The board asked Ted about the county's liability with SRT; Ted said that he didn't know that anyone could answer that at this time. The board asked if this is all about mutual aid, hasn't there always been mutual aid in place? Ted said that in the past any mutual



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aid agreements were signed off on by the governmental bodies. Ted told the board that their questions would be better asked of Jeff. The board will talk to Jeff Franklin or Dustin Friesen to see if they can get any more information about SRT.

The agreement to coordinate the ID process for Clay County has been moved to next week's agenda.

Motion by Anderson and seconded by Shaw to adjourn this meeting at 12:30 P.M.; next meeting scheduled for March 22, 2011. On roll call, yea: Schmidt, Johnson, Shaw, Nuss, Samuelson, Anderson and Fintel. Motion carried.

Deborah Karnatz, County Clerk

Ivan Fintel, Chairman